IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

WP(C).No. 11598 of 2005(E)

PETITIONER:

T.N. SATHYAN, THATTAMPARAMBIL HOUSE,
IRUMPANAM P.O., TRIPUNITHURA.

BY ADV. SRI.ALEXANDER GEORGE
SRI.DILIP MOHAN

RESPONDENTS:
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1. STATE OF KERALA REP. BY SECRETARY TO GOVT. CO-OPERATIVE DEPARTMENT, TRIVANDRUM.

2. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, ERNAKULAM.

3. ASSISTANT REGISTRAR, CO-OPERATIVE SOCIETIES, KANAYANNUR, ERNAKULAM.

4. PEOPLES URBEN CO-OPERTIVE BANK LTD., REP. BY ITS SECRETARY, TRIPUNITHURA BRANCH.

5. THE SPECIAL SALE OFFICER OF PEOPLE URBEN CO-OPERATIVE BANK LTD., ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES, KANAYANNUR, ERNAKULAM.

BY ADV. SRI.B.S.SWATHI KUMAR,SC.CO.OP.E COMMN.
SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR)
SRI.T.A.RAJAN
GOVERNMENT PLEADER SRI. BASANT BALAJI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 16/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 11598/2005 E

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE RECEIPT EVIDENCING THE PAYMENT MADE BY THE PETITIONER.

EXT.P2. COPY OF THE LETTER DT. 14/1/2005 OF THE R2 TO R3.

EXT.P3. COPY OF THE REPRESENTATION BEFORE THE R4 DT. 5/1/05.

EXT.P4. COPY OF THE LETTER DT. 17/2/05 BY R3 TO R4.

EXT.P5. COPY OF THE SALE NOTICE ISSUED BY THE R5.

RESPONDENT'S EXHIBITS

EXT.R1A. COPY OF THE CIRCULAR NO. 41/01 DT. 29/11/01 OF THE REGISTRAR OF CO-OP SOCIETIES, THIRUVANANTHAPURAM.

EXT.R1B. COPY OF THE CIRCULAR NO. 39/03 DT. 17/7/2003 OF THE REGISTRAR OF CO-OP SOCIETIES, THIRUVANANTHAPURAM.

EXT.R1C. COPY OF THE CIRCULAR NO. 11/04 DT. 28/2/04 OF THE -DO-

EXT.R1D. COPY OF THE APPROVED SPECIAL RECOVERY SCHEME OF THE RESPONDENT BANK.

EXT.R1E. COPY OF THE LETTER DT. 4/3/05 OF THE R4 BANK TO R3.

True copy

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KURIAN JOSEPH, J.

W.P(C)No.11598 of 2005

Dated this the 16th day of March, 2007

JUDGMENT

Petitioner is aggrieved by the recovery steps initiated by the 4th respondent Bank. Petitioner submits that given six months' time the entire liability can be cleared. Petitioner may approach the 4th respondent within a period of one month from today, in which case the request of the petitioner will be duly considered by the 4th respondent. It is made clear that any further action for recovery will be only after passing orders on the request of the petitioner.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.